CLASSIFICATION OFFICE DECISION

Title of publication:	24661884bHD.jpg_500.jpg
Other known title(s):	Not stated
OFLC ref:	1400085.003
Medium:	Computer Image File
Publisher:	Not stated
Country of origin:	Not stated
Language:	Not applicable
Applicant:	Secretary for Internal Affairs
Classification:	Unrestricted.
Descriptive note:	None
Display conditions:	None
Date of entry in Register:	13 March 2014
Date of direction to issue a label:	No direction to issue a label has been issued
Date of notice of decision:	13 March 2014

Summary of reasons for decision:

The computer image file is a wide angle colour photo of a young girl. She is standing in long grass on a hill overlooking the sea. She is wearing a white patterned top and the lower part of her buttocks are partially visible.

The image has no sexual content and no evidence of a sexual purpose, and cannot reasonably be regarded as sexual in nature. A viewer's predisposition to regard any image of nudity as having a sexual meaning may result in a sexual interpretation. However, given the absence of sexual content or purpose, it would be unreasonable to conclude that this image is sexual in nature. The image raises no issues under s3(1), s3A or s3B of the Films, Videos, and Publications Classification Act 1993. The publication must, therefore, be classified as unrestricted. This classification is consistent with the right to freedom of expression as set out in s14 of the New Zealand Bill of Rights Act 1990.